

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2013-106318-001 DT

09/25/2013

JUDGE PAMELA D. SVOBODA

CLERK OF THE COURT
D. Courtemanche
Deputy

STATE OF ARIZONA

ELIZABETH COTTOR
MICHELLE VAITKUS

v.

IAN ALEXANDER MACDONALD (001)

ADAM FELDMAN

JUDGE WELTY

TRIAL CONTINUANCE PAST ORIGINAL LAST DAY

9:58 a.m.

Courtroom SCT-7B

State's Attorney:	Elizabeth Cottor and Michelle Vaitkus
Defendant's Attorney:	Adam Feldman
Defendant:	Present

Court Reporter, Yvonne De La Torre, is present.

A record of the proceeding is also made by audio and/or videotape.

LET THE RECORD REFLECT the victim's next of kin are present.

IT IS ORDERED directing Defense counsel to file a supplemental 15.2 Motion within one week listing the defenses of the witnesses.

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The Court will rule on the State's Motion to Compel Discovery of the witnesses' military records based on the pleadings.

Having considered the oral Motion to Continue by counsel for the parties to be followed by written Motion, the Court finds,

1. The nonmoving party or parties: Stipulated to the continuance.
2. The Arraignment date was: No Information Provided.
3. The Original last day was: No Information Provided.
4. The existing date of the trial when the motion was filed: 10/15/2013
5. The number of continuances granted before this continuance was: No Information Provided.
6. The motion was: Not in writing.
7. The motion was filed at least 5 days before trial: No
8. If filed untimely, the motion sets forth with specificity the reasons for its untimeliness: No

The Court finds the delay is indispensable to the interests of justice and the following extraordinary circumstance(s) exist warranting the continuance:

Discovery and witness interviews are ongoing.

The Defendant waived applicable time limits: Yes

IT IS ORDERED vacating the current trial setting of 10/15/2013 and resetting same to 01/21/2013 at 8:00 a.m. before the Master Calendar Assignment Judge in Courtroom 5B in the South Court Tower. All subpoenaed witnesses are to report to Courtroom 5B in the South Court Tower for trial and will be directed to the trial court from there.

IT IS ORDERED resetting the Final Trial Management Conference (FTMC) set on 10/11/2013 to 01/14/2013 before Judge Svoboda.

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IT IS FURTHER ORDERED setting Complex Case Management Conference on 11/05/2013 at 8:30 a.m. before Judge Svoboda.

IT IS FURTHER ORDERED vacating the Evidentiary Hearing on 10/11/2013 in this division.

IT IS FURTHER ORDERED excluding 60 days. NEW LAST DAY: 02/11/2014.

IT IS FURTHER ORDERED affirming prior release orders.

10:22 a.m. Matter concludes.

This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>. Attorneys are encouraged to review Supreme Court Administrative Order 2011-140 to determine their mandatory participation in eFiling through AZTurboCourt.